

FILE COPY

STATE OF WISCONSIN
BEFORE THE BOARD OF NURSING

IN THE MATTER OF THE DISCIPLINARY
PROCEEDINGS AGAINST

SUZANNE I. THORSEN, R.N.,
RESPONDENT.

FINAL DECISION AND ORDER
93 NUR 226

The parties to this action for the purposes of Wis. Stats. sec. 227.53 are:

Suzanne I. Thorsen
947 Williamson Street
Madison, WI 53703

Wisconsin Board of Nursing
P.O. Box 8935
Madison, WI 53708-8935

Department of Regulation and Licensing
Division of Enforcement
P.O. Box 8935
Madison, WI 53708-8935

The parties in this matter agree to the terms and conditions of the attached Stipulation as the final decision of this matter, subject to the approval of the Board. The Board has reviewed this Stipulation and considers it acceptable.

Accordingly, the Board in this matter adopts the attached Stipulation and makes the following:

FINDINGS OF FACT

1. Suzanne I. Thorsen (D.O.B. 1/31/54) is duly licensed in the state of Wisconsin as a registered nurse (license # 96459). This license was first granted on March 20, 1987.

2. Respondent's latest address on file with the Department of Regulation and Licensing is 947 Williamson Street, Madison, WI 53703.

3. On January 8, 1993, a Final Decision and Order was entered by the Board of Nursing in Case 91 NUR 124 which provided among other things that:

a. the license of Respondent was suspended for a period of not less than one year;

*U.C.
Failure to
comply w/ R.D. order
ethics / work reports
abstinence / work reports*

b. the suspension was stayed, and during the initial stay the Respondent was to participate in an approved course of nursing ethics;

c. Respondent was required to arrange for quarterly reports to the Board of Nursing from her employer evaluating her work performance;

d. Respondent was required to report to the Board any change in employment status, change of address or phone number within five days of such change.

4. Respondent failed to participate in an approved course of ethics until March, 1995, when she successfully completed the course, "Ethics: Implications and Issues for Nursing" through Bartz and Associates, Madison, Wisconsin.

5. Respondent failed to comply with the other provisions of the Order, but due to family circumstances and health reasons, dropped out of the practice of nursing in January, 1994, and has been minimally employed since that time

CONCLUSIONS OF LAW

By the conduct described above, Suzanne I. Thorsen is subject to disciplinary action against her license to practice as a registered nurse in the state of Wisconsin, pursuant to Wis. Stats. sec. 441.07(1)(b) and (d), and Wis. Adm. Code sec. N 7.04(14).

ORDER

NOW, THEREFORE, IT IS HEREBY ORDERED that the license of Suzanne I. Thorsen to practice as a registered nurse in the state of Wisconsin is LIMITED for a period of not less than one year, in that:

1. Upon request, Respondent shall provide the Board with current releases, complying with federal and state law authorizing release of counseling, monitoring and employment records.

2. Respondent shall remain free of alcohol, prescription drugs and controlled substances not prescribed for valid medical purposes.

3. Respondent shall arrange for quarterly reports to the Board of Nursing from her employer evaluating her work performance.

4. Respondent shall report to the Board any change in employment status, change of address or phone number, within five days of any such change.

5. Upon a showing by Respondent of complete, successful and continuous compliance for a period of one year with the terms of this Order, the Board shall grant a petition by Respondent for the return of full licensure.

6. This Order shall supplant the Final Decision and Order issued in case 91 NUR 124, and the suspension imposed therein is terminated.

The rights of a party aggrieved by this Decision to petition the Board for rehearing and to petition for judicial review are set forth on the attached "Notice of Appeal Information".

This Order shall become effective upon the date of its signing.

WISCONSIN BOARD OF NURSING

By: *Patricia L. Moore, R.N.* *Chair* *5-5-95*
A Member of the Board Date

jh

STATE OF WISCONSIN
BEFORE THE BOARD OF NURSING

IN THE MATTER OF	:	
DISCIPLINARY PROCEEDINGS AGAINST	:	STIPULATION
SUZANNE I. THORSEN, R.N.,	:	93 NUR 226
RESPONDENT	:	

It is hereby stipulated between Suzanne I. Thorsen, personally on her own behalf and James W. Harris, Attorney for the Department of Regulation and Licensing, Division of Enforcement, as follows that:

1. This Stipulation is entered in resolution of the pending proceedings concerning Respondent's license. The stipulation and order shall be presented directly to the Board of Nursing for its consideration for adoption.

2. Respondent understands that by the signing of this Stipulation she voluntarily and knowingly waives her rights, including: the right to a hearing on the allegations against her, at which time the state has the burden of proving those allegations by a preponderance of the evidence; the right to confront and cross-examine the witnesses against her; the right to call witnesses on her behalf and to compel their attendance by subpoena; the right to testify herself; the right to file objections to any proposed decision and to present briefs or oral arguments to the officials who are to render the final decision; the right to petition for rehearing; and all other applicable rights afforded to her under the United States Constitution, the Wisconsin Constitution, the Wisconsin Statutes, and the Wisconsin Administrative Code.

3. Respondent is aware of her right to seek legal representation and has been provided the opportunity to seek legal advice prior to signing this stipulation.

4. Respondent agrees to the adoption of the attached Final Decision and Order by the Board of Nursing. The parties to the Stipulation consent to the entry of the attached Final Decision and Order without further notice, pleading, appearance or consent of the parties. Respondent waives all rights to any appeal of the Board's order, if adopted in the form as attached.

5. If the terms of this Stipulation are not acceptable to the Board, the parties shall not be bound by the contents of this Stipulation, and the matter shall be returned to the Division of Enforcement for further proceedings. In the event that this Stipulation is not accepted by the Board, the parties agree not to contend that the Board has been prejudiced or biased in any manner by the consideration of this attempted resolution.

6. The parties to this stipulation agree that the attorney for the Division of Enforcement may appear before the Board of Nursing for the purposes of speaking in support of this agreement and answering questions that the members of the Board may have in connection with their deliberations on the stipulation.

7. The Division of Enforcement joins Respondent in recommending the Board of Nursing adopt this Stipulation and issue the attached Final Decision and Order.

Suzanne I. Thorsen
Suzanne I. Thorsen, R.N.

4/12/95
Date

James W. Harris
James W. Harris, Attorney
Division of Enforcement

April 25, 1995
Date

jh

NOTICE OF APPEAL INFORMATION

Notice Of Rights For Rehearing Or Judicial Review, The Times Allowed For Each. And The Identification Of The Party To Be Named As Respondent.

Serve Petition for Rehearing or Judicial Review on:

THE STATE OF WISCONSIN BOARD OF NURSING

1400 East Washington Avenue

P.O. Box 8935

Madison, WI 53708.

The Date of Mailing this Decision is:

MAY 8, 1995.

1. REHEARING

Any person aggrieved by this order may file a written petition for rehearing within 20 days after service of this order, as provided in sec. 227.49 of the *Wisconsin Statutes*, a copy of which is reprinted on side two of this sheet. The 20 day period commences the day of personal service or mailing of this decision. (The date of mailing this decision is shown above.)

A petition for rehearing should name as respondent and be filed with the party identified in the box above.

A petition for rehearing is not a prerequisite for appeal or review.

2. JUDICIAL REVIEW.

Any person aggrieved by this decision may petition for judicial review as specified in sec. 227.53, *Wisconsin Statutes* a copy of which is reprinted on side two of this sheet. By law, a petition for review must be filed in circuit court and should name as the respondent the party listed in the box above. A copy of the petition for judicial review should be served upon the party listed in the box above.

A petition must be filed within 30 days after service of this decision if there is no petition for rehearing, or within 30 days after service of the order finally disposing of a petition for rehearing, or within 30 days after the final disposition by operation of law of any petition for rehearing.

The 30-day period for serving and filing a petition commences on the day after personal service or mailing of the decision by the agency, or the day after the final disposition by operation of the law of any petition for rehearing. (The date of mailing this decision is shown above.)